

**CHAITMAN LLP**

Helen Davis Chaitman  
Gregory M. Dexter  
465 Park Avenue  
New York, New York 10022  
(888) 759-1114  
[hchaitman@chaitmanllp.com](mailto:hchaitman@chaitmanllp.com)  
[gdexter@chaitmanllp.com](mailto:gdexter@chaitmanllp.com)

*Attorneys for Defendants listed on Exhibit A  
annexed hereto*

**UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

**DECLARATION OF HELEN DAVIS CHAITMAN**

I, Helen Davis Chaitman, hereby declare, under penalty of perjury pursuant to 28 U.S.C. §1746, as follows:

1. I am a partner with Chaitman LLP, counsel to the Defendants listed on **Exhibit A** (“Defendants”). I am a member of the bars of New York and New Jersey, and of this Court.
2. I submit this declaration in connection with Defendants’ Memorandum of Law in Opposition to the Picower Parties’ Motion to Redact Portions of the December 20, 2016 Deposition Transcript of Bernard L. Madoff.

3. Annexed hereto as **Exhibit B** is a true and correct copy of the relevant portions of Madoff's deposition transcript in the *Optimal* litigation cited in Defendants' Memorandum of Law.

4. Annexed hereto as **Exhibit C** is a true and correct copy of the relevant portions of Madoff's deposition transcript in *P&S Assocs. v. Jacob, et al.*, 12-034123 (Fla. Cir. Ct.) cited in Defendants' Memorandum of Law.

5. Annexed hereto as **Exhibit D** is a true and correct copy the relevant portions of Madoff's June 15, 2016 deposition transcript from the omnibus Profit Withdrawal proceeding cited in Defendants' Memorandum of Law.

I declare under penalty of perjury that the foregoing is true and correct.

March 9, 2017

/s/ Helen Davis Chaitman  
Helen Davis Chaitman

**CERTIFICATE OF SERVICE**

I hereby certify that on March 9, 2017, I caused a true and correct copy of the foregoing document to be served upon the parties in this action who receive electronic service through CM/ECF and by electronic mail upon:

**BAKER & HOSTETLER LLP**

45 Rockefeller Plaza  
New York, New York 10111  
Telephone: 212-589-4200  
Facsimile: 212-589-4201  
David J. Sheehan  
Email: [dsheehan@bakerlaw.com](mailto:dsheehan@bakerlaw.com)  
Keith R. Murphy  
Email: [kmurphy@bakerlaw.com](mailto:kmurphy@bakerlaw.com)

*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities  
LLC and the Estate of Bernard L. Madoff*

**SCHULTE ROTH & ZABEL LLP**

919 Third Avenue  
New York, NY 10022  
Telephone: 212-759-2000  
Facsimile: 212-593-5955  
Marcy Ressler Harris  
Email: [marcy.harris@srz.com](mailto:marcy.harris@srz.com)  
William D. Zabel  
Email: [william.zabel@srz.com](mailto:william.zabel@srz.com)  
Michael Kwon  
Email: [michael.kwon@srz.com](mailto:michael.kwon@srz.com)  
Jennifer M. Opheim  
Email: [jennifer.opheim@srz.com](mailto:jennifer.opheim@srz.com)

*Attorneys for Picower Parties*

**CHAITMAN LLP**

By: /s/ Helen Davis Chaitman  
465 Park Avenue  
New York, NY 10022  
Phone & Fax: 888-759-1114  
[hchaitman@chaitmanllp.com](mailto:hchaitman@chaitmanllp.com)

*Attorneys for Participating Claimants listed  
on Exhibit A annexed hereto*